IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

Seng-Wook Sim et al.

SERIAL NO. :

09/531,658

EXAMINER: Brandon J. Miller

FILED:

March 20, 2000

ART UNIT

: 2683

FOR:

DATA TRANSMITTING AND RECEIVING APPARATUS AND

METHOD FOR A DIGITAL MOBILE STATION

Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to M/S Issue Fee, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 3, 2005

Steve Cha, Reg. No. 44,069 (Name of Registered Rep.)

## PETITION FOR WITHDRAWAL FROM ISSUE UNDER 37 C.F.R. §1.313(a)

Mail Stop Petition Commissioner For Patents P. O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicants petition the Commissioner to withdraw the above-identified Patent Application from Issuance, to permit filing a Request for Continuation Application. The Issue Fee for this case was paid on January 21, 2005.

Applicants include a Petition Fee of \$130.00.

The Commissioner is further authorized to charge any deficiencies or to credit any overages to Deposit Account No. 502-470, and accordingly, this Request is submitted in duplicate.

Favorable action on this Petition for Withdrawal of Issue Fee is courteously solicited.

02/09/2005 MAHMED1 00000041 09531658

04 FC:1464

130.00 OP

Steve Tha

Attorney for Applicants Registration No. 44,069

Cha & Reiter 210 Route 4 East, Suite #103 Paramus, NJ 07652 (201) 226-9245

Date: February 3, 2005

FEB 0 7 2005

PTO/SB/17p (11-04) Approved for use through 07/31/2007. OMB 0651-0031

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## Under 37 CFR 1.17(f), (g) & (h) TRANSMITTAL

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	09/531,658
Filing Date	March 20, 2000
First Named Inventor	Seng-Wook Sim et al.
Art Unit	2683
Examiner Name	Brandon J. Miller
Attorney Docket Number	5000-1-081

(g), or (h)). Payment of \$ 130.00 is enclosed.	(1),
This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.	
Payment of Fees (small entity amounts are NOT available for the petition fees)	
The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 502-470	:
petition fee under 37 CFR 1.17(f), (g) or (h) any deficiency of fees and credit of any overpayr Enclose a duplicative copy of this form for fee processing.	nents
Check in the amount of \$_130.00 is enclosed.	
Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on the	s form.
Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462 For petitions filed under: § 1.53(e) - to accord a filing date. § 1.57(a) - to accord a filing date. § 1.182 - for decision on a question not specifically provided for. § 1.183 - to suspend the rules. § 1.378(e) - for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent. § 1.741(b) - to accord a filing date to an application under § 1.740 for extension of a patent term.	
Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463  For petitions filed under:  § 1.12 - for access to an assignment record.  § 1.14 - for access to an application.  § 1.47 - for filing by other than all the inventors or a person not the inventor.  § 1.59 - for expungement of information.  § 1.103(a) - to suspend action in an application.  § 1.136(b) - for review of a request for extension of time when the provisions of section 1.136(a) are not available.  § 1.295 - for review of refusal to publish a statutory invention registration.  § 1.296 - to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.  § 1.377 - for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.  § 1.550(c) - for patent owner requests for extension of time in exparte reexamination proceedings.  § 1.956 - for patent owner requests for extension of time in interpartes reexamination proceedings.  § 5.12 - for expedited handling of a foreign filing license.  § 5.15 - for changing the scope of a license.  § 5.25 - for retroactive license.	
Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464 For petitions filed under:  § 1.19(g) - to request documents in a form other than that provided in this part.  § 1.84 - for accepting color drawings or photographs.  § 1.91 - for entry of a model or exhibit.  § 1.102(d) - to make an application special.  § 1.138(c) - to expressly abandon an application to avoid publication.  § 1.313 - to withdraw an application from issue.  § 1.314 - to defer issuance of a patent.	
Steve Cha 44 069	
Steve Cha 44,069  Typed or printed name Registration No., if applicable	

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.